

Brian Sandoval, Governor



Seung B. Park, O.M.D., *President*
Fely Quitevis., *Member*
Olivia Rhee, O.M.D. *Secretary-Treasurer*
Vince Link., O.M.D., *Member*
Abraham Jim Nagy, M.D., *Member*
Merle Lok, Executive Director

STATE OF NEVADA
BOARD OF ORIENTAL MEDICINE

*****PUBLIC NOTICE*****
REGULAR BOARD MEETING
November 5, 2015 @ 6:30 PM

AT THE FOLLOWING LOCATION:

Grant Sawyer Building, Office of the Attorney General, 555 East Washington Ave., Room #4500 - Las Vegas, NV 89101.

*****MINUTES*****

1. *CALL TO ORDER (Discussion/For Possible Action)* Seung B Park, OMD, President

Roll call to determine presence of a quorum, at 6:30 pm

Board Members Present:

Dr. Seung B Park, OMD (Via Phone)
Dr. Vince Link, OMD
Dr. Olivia Rhee, OMD
Fely Quitevis (Via Phone)
Abraham Jim Nagy, MD

Board Staff:

Sophia Long, Board Counsel, DAG
Merle Lok, Executive Director

Public:

Beren M. Shah
Jenelle Lauchman
Paul Larsen
Daniel Davies
Sae Lee
Anita Lanier
Huiwen Zhang
Sharon Roth
Katania Taylor (Via phone)
Maggie Tracy (Via phone)

2. *PUBLIC COMMENT*

No comments

3. *Adoption of Agenda*

Motion: Dr. Park motioned to adopt the agenda

Second: Ms. Quitevis

Action: Motion carried unanimously

4. *Approval of July 23, 2015 Minutes*

Motion: Dr. Park motioned to adopt the minutes

Second: Ms. Quitevis

Action: Motion carried unanimously

5. *Discussion regarding duties of the Board of Oriental Medicine Independent Legal Counsel*
Item No 5 is addressed in Item No 6

6. *Discussion regarding whether to hire Independent Legal Counsel under NRS 634A.070*

a) *Discussion regarding qualifications, salary, job duties, and job description for Independent Legal Counsel*

b) *Discussion regarding advertisement of and recruitment for Independent Legal Counsel position*

Motion: Dr. Park motioned to approve that the Board hires an Independent Legal Counsel as follows:

- a)
1. Qualifications : An attorney who is licensed in the State of Nevada and understands fully the system of Doctor of Oriental Medicine in the State of Nevada in order to advise and represent the Board and protect the public.
 2. Salary : Not more than \$350.00/hr
 3. Job duties are to advise and represent regarding:
 - i. The issues regarding unlicensed practice of Oriental Medicine, including Physical Therapist's Dry Needling;
 - ii. The issues regarding the revised proposed new regulation;
 - iii. The issues regarding the establishment and maintenance of the school of Oriental Medicine in the State of Nevada;
 - iv. The issues regarding any legal actions or litigation against the Board; and
 - v. The other issues requested by the Board.
 4. The above jobs for Independent Legal Counsel should be given at the discretion of the President of the Board when the Board needs the work of Independent Legal Counsel.
- b.)
1. Job description for Independent Legal Counsel: The Board's Executive Director initiates the job description with DAG's help, referring to Board's decisions concerning above qualifications, salary and job duties and the job description can be used as a basis for the contract when the President of the Board agrees with the job description.
 2. Advertisement for Independent Legal Counsel: The Board will advertise for Independent Legal Counsel on the Board's State Website for a month. The contents of the Board's decision regarding the qualifications, salary and job duties must be included in the advertisement.
 3. Recruitment for Independent Legal Counsel:
 - i. Attorneys who are applied by the advertisement.
 - ii. Attorneys who are recommended by any Board members and the Executive Director.

Second: Ms. Quitevis.

Action: Motion carried unanimously

7. *Approve or disapprove of the CEU titled Abdominal Acupuncture and Acupuncture Techniques for 12 credits provided by Nevada Society of Oriental Medicine presented on September 12-13, 2015 at the Canyon Gate Country Club in Las Vegas, NV.*

Motion: Dr. Park motioned to correct the title to Oriental Medicine Conference 2015/East meets West and the date to June 27-28, 2015 and to approve 12 CEU credits.

Second: Ms. Quitevis

Action: Motion carried unanimously

8. ***Approve or disapprove of Dr. Katania Taylor's CEU titled Mastering Functional Blood Chemistry for 22 hours provided by Apex Energetics on September 18-20, 2015.***
Motion: Dr. Park motioned to approve 20 CEU hours
Second: Dr. Link
Action: Motion carried unanimously
9. ***Approve or disapprove of Dr. Tara Finley's CEU titled The 13th Annual International Restorative Medicine Conference for 23.5 credits provided by Association for the Advancement of Restorative Medicine.***
Motion: Dr. Park motioned to approve 20 CEU hours
Second: Dr. Link
Action: Motion carried unanimously
10. ***Approve or disapprove of Dr. Krista Italiano's CEU titled Introducing Functional Medicine Into Your Acupuncture Clinic for 12 credits provided by ProD Seminars presented online on September 26-27, 2015.***
Motion: Dr. Park motioned to approve 12 CEU hours
Second: Ms. Quitevis
Action: Motion carried unanimously.
11. ***Approve or disapprove of Dr. David Edge's CEU titled Inner Power Qigong: The 9 Phases of Qi Cultivation and Mastery for 26 credits provided by Esalen Institute presented on June 21-26, 2015 in Big Sur, CA.***
Motion: Dr. Link motioned to approve 13 CEU hours
Second: Dr. Park
Action: Motion carried unanimously
12. ***Approve or disapprove of the CEU titled Primary Spine Practitioner Training – Module 3, for 12 credits provided by the Division of Professional Studies at Southern California University of Health Science presented on September 12-13, 2015 in Whittier, California.***
Motion: Dr. Park motioned to approve 12 CEU hours
Second: Ms. Quitevis
Action: Motion carried unanimously
13. ***Approve or disapprove of the licensure exam to be held on either December 19, 2015 or December 26, 2015 from 1 to 4 p.m. to be administered by Dr. Sandip Thanki at 4350 E. Sunset Road, Ste 107A, Henderson, NV 89014 at the rate of \$30 per hour.***
Motion: Dr. Park motioned to approve the agenda item with the exam date of December 19, 2015
Second: Dr. Link
Action: Motion carried unanimously
14. **Discussion regarding December 2015 exam.**
There was discussion by Merle Lok (ED) that only Chad Bachman would re-taking the exam in December 2015. There was discussion by Dr. Park and Dr. Rhee that the upcoming exam would be based upon questions from prior examinations and that Dr. Rhee would work with the ED to get the exam ready.
Motion: Dr. Park motioned to approve Chad Bachman to re-take the exam in December 2015 and Dr. Rhee and the ED would get the exam ready based upon questions from prior examinations.
Second: Dr. Link
Action: Motion carried unanimously

15. Approve or disapprove of postponing the licensure application of Faith Noborikawa to the next exam date in June 2016.

Motion: Dr. Park motioned to approve

Second: Ms. Quitevis

Action: Motion carried unanimously

16. Approve or disapprove of postponing the licensure application of Cyril Van Harding to the next exam date in June 2016.

Motion: Dr. Park motioned to approve

Second: Dr. Link

Action: Motion carried unanimously

17. Approve or disapprove of postponing the licensure application of Daniel Clark to the exam date in June 2016 or December 2016.

Motion: Dr. Park motioned to approve

Second: Ms. Quitevis

Action: Motion carried unanimously

18. Approve or disapprove of the Executive Director working with the State of Nevada Archives Department to determine the appropriate records to be maintained in its department.

Motion: Dr. Park motioned to approve

Second: Ms. Quitevis

Action: Motion carried unanimously

19. Discussion regarding the course of action for the dry needling issue.

Motion: Dr. Park motioned to approve submitting complaints to the Attorney General's Office for investigation; if the Attorney General's Office declines to take any proper action for any reason, the Board will discuss and decide about possible litigation against the unlicensed practice of Oriental Medicine or Acupuncture by any persons and entities at the next Board meeting and seek other available legal options.

Second: Dr. Link

Action: Motion carried unanimously

Motion: Dr. Park motioned to reopen this Agenda item

Second: Dr. Link

Action: Motion carried unanimously

Motion: Dr. Park motioned to submit document from Dr. Sharon Roth on behalf of NOMA to the Attorney General's Office for a legal opinion regarding dry needling.

Second: Dr. Rhee

Action: Motion carried unanimously

20. Public Comment

Dr. Sharon Roth discussed her dry needling document and submitted it as a public record.

21. Adjournment

Motion: Dr. Park motioned to adjourn.

Second: Dr. Rhee

Action: Motion carried unanimously - Adjourned

Meeting Minutes will be approved at a future Board Meeting.